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November 3, 2021

VIA ECF

Honorable Victor Marrero
United States District Court for the Southern District of New York
Daniel Patrick Moynihan
United States Courthouse
500 Pearl Street
New York, NY 10007-1312

Re: The Phillies v. Harrison/Erickson, Inc., et al; No. 19-cv-7239-VM-SN

Dear Judge Marrero:

This firm represents plaintiff The Phillies in the above-referenced action, which is subject to the Court's October 8, 2021 conditional order (Doc. 170) of discontinuance without prejudice. The parties have been actively negotiating a settlement agreement since that order was entered, exchanging several drafts. While substantial progress has been made, we will not be able to reach a final agreement within the current deadline of Your Honor's October 8 order, which sets November 8 as the deadline for submitting to the Court a stipulation of dismissal or an application for restoration of the action to the active calendar of the Court. Accordingly, I am respectfully requesting that the deadline be extended by one week, until November 15. Defense counsel concurs with this request. I am hopeful we will be able to reach agreement by that date

Respectfully,

/s/ David J. Wolfsohn

David J. Wolfsohn

DJW/kah

cc: All Counsel of Record